

**BEFORE THE MERIT EMPLOYEE RELATIONS BOARD
OF THE STATE OF DELAWARE**

REBECCA L. MERBACH

Grievant

v.

DEPARTMENT OF LABOR

STATE OF DELAWARE, Agency

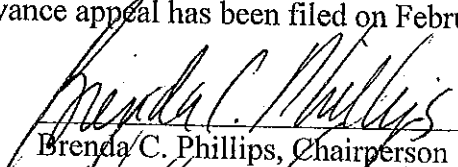
DOCKET NO. 02-09-276

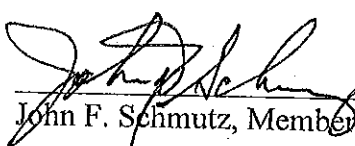
ORDER

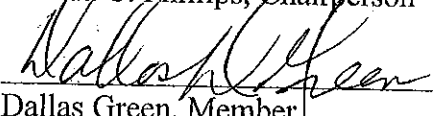
BEFORE Brenda C. Phillips, Chairperson, John F. Schmutz, John W. Pitts, Paul R. Houck and Dallas Green, Members, constituting a quorum of the Merit Employee Relations Board pursuant to 29 Del. C. Section 5908(a).

AND NOW, this 6th day of March, 2003, it appears to the Board that the Grievant, Rebecca L. Merbach, wishes to withdraw this appeal to the MERB on the basis that it was filed prematurely when she was pro se. As noted in the attached letter Ms. Merbach has retained counsel and has completed the step process. It is further noted that the Department of Labor, through their representative, Deputy Attorney General Ilona Kirshon, does not object to the withdrawal of this grievance appeal.

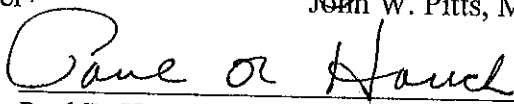
IT IS ORDERED that this grievance appeal is withdrawn and this docket is closed. A new grievance appeal has been filed on February 14, 2003 and assigned docket number 03-02-287.


Brenda C. Phillips, Chairperson


John F. Schmutz, Member


Dallas Green, Member


John W. Pitts, Member


Paul R. Houck, Member

Original: File
Copies: Grievant
Agency
Agency's Representative
State Personnel Office (3 copies)

DATE MAILED March 17, 2003

COPY

LAW OFFICES

OF

Brown, Shields, Beauregard & Chasanov

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January 27, 2003

Ms. Jean Lee Turner, Administrator
Merit Employee Relations Board
Margaret O'Neill Building, Second Floor
410 Federal Street
Dover, Delaware 19901

Re: Grievance of Rebecca L. Merbach
(Department of Labor)

Dear Ms. Turner,

This letter is to confirm our recent telephone conversation regarding the above grievance, which was filed pro se by Ms. Merbach in approximately September of 2002. That direct appeal was filed prematurely and should be removed from your docket. Ms. Merbach had initially requested a pre-decision meeting, and the actual letter of termination from Secretary Stafford of the Department of Labor did not written until October 10, 2002. Thereafter a step grievance process was initiated, and as of this time the matter is pending at the State Personnel level.

Thanking you for your cooperation in regard to the above, I am

Very truly yours,
BROWN, SHIELDS, BEAUREGARD & CHASANOV


ROY S. SHIELDS

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RELATIONS BOARD
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